

**RESPONSE UNDER 37 C.F.R. 1.116
EXPEDITED PROCEDURE EXAMINING GROUP 2622**

Attorney Docket No. 9563-35

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Johannes Hakansson

Confirmation No.: 1566

Serial No.: 10/538,293

Group Art Unit: 2622

Filed: June 10, 2005

Examiner: Henn, Timothy J.

For: **CREATING EFFECTS FOR IMAGES**

Date: September 9, 2009

Mail Stop AF

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

**NOTICE OF APPEAL TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES**

Sir:

Pursuant to 35 USC § 134, 37 CFR § 41.31, and MPEP § 1205, the Applicant in the above-identified patent application hereby appeals to the Board of Patent Appeals and Interferences from the Final Office Action dated June 9, 2009 at least twice rejecting or finally rejecting claims 1-16.

- ☒ The Commissioner is authorized to charge Deposit Account No. 50-0220 in the amount of **\$540.00** as fee for the Appeal fee as provided by 37 C.F.R. § 41.20(b)(1).
- ☐ Please first reapply any previously paid notice of appeal fee and appeal brief.
- ☐ Payment by credit card is requested. Form PTO-2038 is attached.
- ☐ A petition for an extension of time under 37 CFR § 1.136(a) is enclosed.
- ☐ Also enclosed: _____
- ☒ The Commissioner is authorized to charge any additional fees that may be required or credit any overpayment to Deposit Account No. 50-0220.

Respectfully submitted,

D. Scott Moore

Registration No. 42,011

USPTO Customer No. 54414
Myers Bigel Sibley & Sajovec
Post Office Box 37428
Raleigh, North Carolina 27627
Telephone: 919/854-1400
Facsimile: 919/854-1401

CERTIFICATION OF ELECTRONIC TRANSMISSION

I hereby certify that this correspondence is being transmitted via the Office electronic filing system in accordance with § 1.6(a)(4) to the U.S. Patent and Trademark Office on September 9, 2009.

Kirsten S. Carlos